

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUN 03 2002

In re application of: Emmert-Buck

Art Unit: Not yet assigned

Application No. 10/048,194

CERTIFICATE OF MAILING

TECH CENTER 1600/2900

Filed: January 24, 2002

For: METHOD AND DEVICE FOR ANALYSIS OF  
BIOLOGICAL SPECIMENS

Examiner: Not yet assigned

Date: May 7, 2002

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on May 7, 2002, as First Class Mail in an envelope addressed to: BOX PCT, COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

Tanya M. Harding, Ph.D.  
Attorney for Applicant

TRANSMITTAL LETTER

BOX PCT  
COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Enclosed for filing in the application referenced above are the following:

- ☐ Copy of Notification of Missing Requirements
- ☐ Response to Notification of Missing Requirements
- ☐ Copy of **executed** Combined Declaration and Power of Attorney as submitted on February 15, 2002 (via Express Mail Label No. EV053213869US)
- ☐ Copies of additional supporting documents
  - ☒ Transmittal Letter dated February 15, 2002.
  - ☒ Check No. 0090576 in the amount of \$130.00 for payment of surcharge
  - ☐ Return postcard showing February 15, 2002 as the date of receipt of these documents at the PTO.
- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☐ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Tanya M. Harding, Ph.D.  
Registration No. 42,630

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cc: Docketing

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UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PC1  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/048,194	Michael R Emmert-Buck	4239-61944
11/29/02 6/29/02 ✓ / /		INTERNATIONAL APPLICATION NO.
		PCT/US00/20354
		I.A. FILING DATE
		PRIORITY DATE
		07/26/2000

24197  
 KLARQUIST SPARKMAN, LLP  
 121 SW SALMON STREET  
 SUITE 1600  
 PORTLAND, OR 97204

CONFIRMATION NO. 2881

371 FORMALITIES LETTER



\*OC000000007962964\*

Date Mailed: 04/29/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

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The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10-048,194	PCT/US00/20354	4239-61944

FORM PCT/DO/EO/905 (371 Formalities Notice)

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Tanya M. Harding, Ph.D.  
Attorney for Applicant

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

This is in response to the Notification of Missing Requirements dated April 29, 2002, for which a two-month period for response was set, making an answer due on or before June 29, 2002.

Applicants submitted the executed Combined Declaration and Power of Attorney, and the required surcharge fee, via Express Mail Label No. EV0543213869US, on February 15, 2002. A copy of that submission is attached to this Response. Applicants believe that there are no further requirements pending, and that this application is now complete and ready for substantive examination.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Tanya M. Harding, Ph.D.  
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1010 Rec'd PCT/PTO 15 FEB 2002  
ATTORNEY REF. NO. 4231-61944 ATTY/SEC TMH:jlb  
INVENTOR(S) Emmert Buck  
TITLE Method and Device for Analysis...  
CLIENT NAME \_\_\_\_\_

The following, mailed on 2-15-02 by Express Mail Label No. EVO53213869US  
was received in the U.S. Patent and Trademark Office on the date stamped hereon:

☒ pp. Spec., ☐ pp. Claims, and Abstract ☐ Associate POA  
☒ Combined Declaration/POA or Oath ☐ Info. Disclosure Statement  
☐ Verified Stmt. Claiming Small Entity Status: ☐ Form PTO-1449/References  
☐ Ind. Inventor ☐ Sm. Bus. Concern ☒ Other  
☐ Nonprofit Org. ☐ Non-Inventor  
☐ Drawings ☐ Sheet(s) ☐ Formal ☐ Informal ☒ Trans. Ltr. + 1 2 copy(s)  
☐ Certified copy of ☐ Application ☒ Deposit Acct. 02-4550 Authority  
☐ Assignment to:

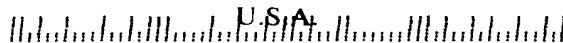
☒ Check for \$130 to cover filing fee and assignment recordal.  
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LEIGH & WHINSTON, LLP

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